

Judah M. Gersh  
Brian M. Joos  
VISCOMI, GERSH,  
SIMPSON & JOOS, PLLP  
121 Wisconsin Avenue  
Whitefish, MT 59937  
(406) 862-7800  
gersh@bigskyattorneys.com  
joos@bigskyattorneys.com

Alan J. Lerner  
LERNER LAW FIRM  
P.O. Box 1158  
Kalispell, MT 59903-1158  
lerner@lernerlawmt.com

Allan M. McGarvey  
McGARVEY, HEBERLING, SULLIVAN & LACEY, P.C.  
345 First Ave. E.  
Kalispell, MT 59901  
amcgarvey@mcgarveylaw.com

Attorneys for Plaintiff

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA**

SARA TKACHYK, individually and on  
behalf of herself and all others similarly  
situated,

Plaintiff,

vs.

TRAVELERS HOME & MARINE INS.  
COMPANY, THE CHARTER OAK FIRE  
INS. COMPANY, NORTHLAND CAS.  
COMPANY, NORTHLAND INS.  
COMPANY, PHOENIX INS. COMPANY,  
ST. PAUL FIRE & MARINE INS.  
COMPANY, ST. PAUL MERCURY INS.  
COMPANY, THE STANDARD FIRE  
INS. COMPANY, TRAVELERS CAS.  
INS. COMPANY OF AMERICA,  
TRAVELERS COMMERCIAL INS.  
COMPANY, THE TRAVELERS INDEM.  
COMPANY, TRAVELERS INDEM.  
COMPANY OF AMERICA, THE  
TRAVELERS INDEM. COMPANY OF  
CONNECTICUT, AND TRAVELERS  
PROP. CASUALTY COMPANY OF  
AMERICA,

Defendants.

Case No. 16-CV-00028-DLC

**MOTION FOR ASSESSMENT  
OF FEES AND COSTS  
AGAINST THE COMMON  
FUND AND APPROVAL OF  
CLASS REPRESENTATIVE  
INCENTIVE AWARD**

Pursuant to Federal Rules of Civil Procedure 23(h), and 54(d)(2), Class  
Counsel hereby respectfully move the Court for common fund assessments to be  
paid out of the Settlement Fund:

(a) an award of attorney's fees equaling twenty-five percent of the common

fund (i.e. a fee of \$315,119.00) together with a reimbursement of costs in the approximate amount of \$375.04, which cost amount is in addition to the costs for JND and Pete Yonge that have already been approved by the Court (Doc. 41); and

(b) a class representative incentive reward in the amount of \$2,500.

This motion is supported by affidavit of counsel and by the brief in support of common fund fees submitted herewith.

Pursuant to CR 7.1(c)(1), counsel for Defendants has been contacted. He does not oppose this motion, and has approved the proposed FINAL APPROVAL ORDER AND JUDGMENT.

Dated this 26th day of April, 2017.

By: /s/ Brian M. Joos

Judah M. Gersh  
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